

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

CLARENCE BOGAN,)
)
)
Movant,)
)
v.) CRIMINAL CASE NO. 5:18-CR-2 (MTT)
)
) CIVIL CASE NO. 5:23-CV-364 (MTT)
UNITED STATES OF AMERICA,)
)
)
Respondent.)
)

ORDER

Movant Clarence Bogan filed a pro se motion to vacate, set aside, or correct his sentence under 28 U.S.C. § 2255. Doc. 441. United States Magistrate Judge Charles H. Weigle recommends granting the United States' motion to dismiss (Doc. 446) Bogan's motion as untimely. Doc. 459. Additionally, it is recommended that a certificate of appealability be denied. There are no objections, so pursuant to 28 U.S.C. § 636(b)(1), the Court reviews the Recommendation for clear error. After review, the Court accepts and adopts the findings, conclusions, and recommendations of the Magistrate Judge. The Recommendation (Doc. 459) is hereby **ADOPTED** and made the Order of the Court. Accordingly, the United States' motion to dismiss (Doc. 446) is **GRANTED**, and Bogan's motion to vacate, set aside, or correct his sentence (Doc. 441) is **DENIED**. A certificate of appealability is also **DENIED**.

SO ORDERED, this 25th day of March, 2025.

S/ Marc T. Treadwell
MARC T. TREADWELL, JUDGE
UNITED STATES DISTRICT COURT